

09/05/03
17667 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class: 606 Subclass 73

Prior Application:

Examiner: Robert, Eduardo C.

Art Unit: 3732

Commissioner of Patents and Trademarks
Washington, D.C. 20231

22386 U.S. PTO
10/654958
09/05/03

REQUEST FOR DIVISIONAL APPLICATION

This is a request for filing a Divisional application of pending prior application:

Serial No. 09/747,991, filed on 12/27/2000

of Jeannette Martello

for SOFT TISSUE SECURING ANCHOR

1. COPY OF PRIOR APPLICATION AS FILED WHICH IS ATTACHED

The copy of the papers of the prior application as filed which are attached are as follows:

- 10 pages of specification
- 5 pages of claims
- 1 pages of abstract
- 5 pages of drawings
- 3 pages of declaration and power of attorney

2. AMENDMENTS

☒ Cancel in this application original claims 14-34 of the prior application before calculating the filing fee.

☒ A preliminary amendment is enclosed (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original

claim in the prior application.)

3. FEE CALCULATION

Number filed	Number Extra	Rate	Basic Fee \$375.00
Total Claims 25-20 =	5 X	\$9.00 =	45.00
Independent 6-3 =	3 X	\$42.00 =	126.00
Total			<u>\$546.00</u>

4. DRAWINGS

☒ drawings are enclosed

5. RELATE BACK - 35 U.S.C. §120

☒ Amend the specification by inserting at the end of the first line the sentence:

"This is a divisional application of co-pending application Serial No. 09/747,991 filed on December 27, 2000 which is a continuation of Serial Number 09/089,231, filed on 06/02/1998, which claimed the just-mentioned priority."

6. INVENTORSHIP STATEMENT

(a) With respect to the prior copending U.S. application from which this application claims benefit under 35 U.S.C. §120, the inventor in this application is the same.

(b) The inventorship for all the claims in this application are the same.

7. FEE PAYMENT BEING MADE AT THIS TIME

☒ Enclosed

☒ basic filing fee

\$ 546.00

Total Fees Enclosed

\$ 546.00

8. METHOD OF PAYMENT

☒ enclosed is a check (Number) in the amount of \$546.00

9. POWER OF ATTORNEY

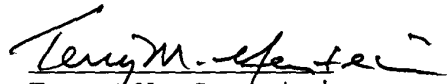
☒ The power of attorney in the prior application is to
Terry M. Gernstein, Registration Number 26,891.

☒ The power appears in the original papers in the prior
application.

☒ Address all future communications to

Terry M. Gernstein
1015 Salt Meadow Lane
McLean, VA 22101
(703) 790-5945

I hereby declare further that all statements made herein of
my own knowledge are true; that all statements made herein on
information and belief are believed to be true; and further, that
these statements were made with the knowledge that willful false
statements and the like so made are punishable by fine or
imprisonment, or both, under Section 1001 of Title 18 of the
United States Code, and that such willful false statements may
jeopardize the validity of this application or any patent issuing
thereon.


Terry M. Gernstein
Registration No. 26,891
Attorney of Record

Date: September 3, 2003

1015 Salt Meadow Lane
McLean, VA 22101
(703) 790-5945